IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.6766 OF 2006

Bhalchandra R. Kanade & ors. Petitioners
versus
Rajesh R. Kanade and others Respondents

Gauri K.Jadhav for petitioners.
S.R.Kadam for respondents 1 to 3.
S.K.Chincholikar, AGP for respondent no.4.

CORAM : A.P.DESHPANDE, J.

DATE : 13th December 2006

PC :

1. The present petitioner has lost the election to the post of Member of the Village Panchayat. As the difference in the votes polled by the petitioner and the respondent no.1 was very thin. A recount was also made and after the recount the petitioner is shown to have secured 129 votes as against 131 secured by respondent no.1. The petitioner instituted an Election Petition in the Court of Civil Judge, Junior Division by mainly contending that respondent no.4 - the Election Officer had not acted fairly but had tried to unduly favoured the respondent no.1. The

allegations of favouritism were made against respondent no.4. Hence, the Trial Court has framed an issue to that effect and after recording the evidence, has held that the petitioner has failed to show that the election of the respondent no.1 is vitiated on account of favouritism shown by respondent no.4.

2. Perused the order. No interference is called for under writ jurisdiction. In the result, the writ petition is summarily rejected.

(A.P.DESHPANDE, J.)